



**LEGISLATIVE FISCAL OFFICE**  
Fiscal Note

Fiscal Note On: **SB 217** SRS 99- 286

Bill Text Version: **ORIGINAL**

Opp Chamb Action:

Sub Bill For:

Proposed Amd:

<b>Date:</b> April 13, 1999	9:39 AM	<b>Author:</b> MALONE
<b>Dept/Agy:</b> Corrections		<b>Analyst:</b> Christopher A. Keaton
<b>Subject:</b>		

**PARDON/PAROLE**

Constitutional amendment to repeal the automatic pardon except for persons convicted of non-violent crime committed while under the age of twenty-one.

The present constitution provides for an automatic pardon for a first offender never previously convicted of a felony, upon completion of his sentence, without a recommendation of the Board of Pardons and without action by the governor. The proposed constitutional amendment provides an automatic pardon only for a first offender convicted of a non-violent crime committed while under the age of twenty-one.

**ESTIMATED FISCAL IMPACT:**

<b>EXPENDITURES</b>	<b>1999-00</b>	<b>2000-01</b>	<b>2001-02</b>	<b>2002-03</b>	<b>2003-04</b>	<b>5 YEAR TOTAL</b>
State General Fd.	SEE BELOW					
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Stat. Deds./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW					
<b>Annual Total</b>						

  

<b>REVENUES</b>	<b>1999-00</b>	<b>2000-01</b>	<b>2001-02</b>	<b>2002-03</b>	<b>2003-04</b>	<b>5 YEAR TOTAL</b>
State General Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Stat. Deds./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPLANATION OF ESTIMATES:**

**EXPENDITURES:**

Under this proposed constitutional amendment, fewer persons would be eligible for automatic pardons. Consequently more convicted felons would retain felony arrest records. To the extent that district attorneys and judges use these prior criminal records to impose additional criminal penalties and longer prison sentences, this could result in increased costs to state and local governments for incarcerating these inmates.

**REVENUES:**

There is no anticipated direct effect on revenues as a result of this measure.

Senate Dual Referral Rules

- 13.5.1 >= \$500,000 Fiscal Cost
- 13.5.2 >= \$500,000 Tax or Fee Change

House

- 6.8(F) >= \$500,000 Fiscal Cost
- 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease

*H. Gordon Monk*

**H. Gordon Monk**  
**STAFF DIRECTOR**